IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 749 OF 2004

IN

SUM. SUIT NO. 4022 OF 2003

Central Bank of India . .. Plaintiff.

vs.

M/s. Sahyadri Enterprises

& Ors. .. Defendants.

Mr. O.A. Das for plaintiff.

Mr. A.C. Tamhane i/by Tamhane & Co.

for defendants.

CORAM : S.U. KAMDAR, J.

DATE : 4th October, 2005.

P.C.:

. The suit is filed on cash credit facility account. In that view of the matter, the suit is not maintainable as a summary suit. The summons for judgment is dismissed. Unconditional leave to defend the suit to the defendants.

2. Suit transferred to the list of Commercial Causes. Written Statement or points of defence to

be filed four weeks from today. Affidavits list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on Board of the learned Judge taking Commercial Causes.